

THE CITY OF SAN DIEGO, CALIFORNIA
MINUTES FOR REGULAR COUNCIL MEETING
OF
MONDAY, OCTOBER 4, 1982
AT 2:00 P.M.

IN THE COUNCIL CHAMBERS - 12TH FLOOR

CHRONOLOGY OF THE MEETING:

The meeting was called to order by Deputy Mayor Killea at 2:07 p.m. The meeting was recessed by Deputy Mayor Killea at 3:29 p.m. The meeting was reconvened by Chairperson Mitchell at 3:44 p.m. Chairperson Mitchell adjourned the meeting at 5:10 p.m.

ATTENDANCE DURING THE MEETING:

(M) Mayor Wilson-excused by R-257279 (vacation).

(1) Council Member Mitchell-present.

(2) Council Member Cleator-present.

(3) Council Member Golding-present.

(4) Council Member Williams-present.

(5) Council Member Struiksma-present.

(6) Council Member Gotch-present.

(7) Council Member Murphy-present.

(8) Council Member Killea-present.

Clerk-Abdelnour (eb)

FILE LOCATION:

MINUTES

ITEM-1: ROLL CALL

Clerk Abdelnour called the roll:

Mayor Wilson-not present.

Council Member Mitchell-not present.

Council Member Cleator-present.

Council Member Golding-not present.

Council Member Williams-present.

Council Member Struiksma-present.

Council Member Gotch-present.

Council Member Murphy-present.

Council Member Killea-present.

ITEM-10: INVOCATION

Invocation was given by Reverend Robert B. Pearson,
Minister, Park Boulevard United Methodist Church.

FILE LOCATION:

MINUTES

ITEM-20: PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Council Member Williams.

FILE LOCATION:

MINUTES

* ITEM-50:

19821004

Proposal to amend Article 1, Division 4, Section 101.0407 (R- 1 Zones) and Article 1, Division 7, Section 101.0750 (Temporary Off-Premises Subdivision Signs) of the San Diego Municipal Code regarding location of temporary signs, sales offices and model homes in residential zones.

(Reviewed by Transportation and Land Use Committee on 9/29/81. Recommendation to adopt the Ordinances. Districts 3, 4 and 7 voted yea. Districts 1 and 5 not present.)

(Introduced on 1/5/82. Council voted 5-1. District 1 voted nay. Districts 4, 8 and Mayor not present. Referred to T&LU on 1/18/82. Council voted 7-0. District 3 and Mayor not present.)

(Reviewed by Transportation and Land Use on 5/10/82. Recommendation to introduce the Ordinances. Districts 1, 3, 4, 5 and 7 voted yea.)

(Introduced on 9/21/82. Council voted 7-0. District 4 and Mayor not present.)

Today's actions are:

Subitem-A: (O-83-52) ADOPTED AS ORDINANCE O-15828 (New Series)

Amending Section 101.0407 of the San Diego Municipal Code.

Subitem-B: (O-83-53) ADOPTED AS ORDINANCE O-15829 (New Series)

Amending Section 101.0750 of the San Diego Municipal Code.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A078-092).

CONSENT MOTION BY GOTCH TO DISPENSE WITH THE READING AND ADOPT.

Second by Cleator. Passed by the following vote: Mitchell-yea, Cleator-yea, Golding-yea, Williams-yea, Struiksmayea, Gotch-yea, Murphy-yea, Killea-yea, Mayor Wilson-not present.

* ITEM-51: (O-83-33) ADOPTED AS ORDINANCE O-15830 (New Series)

Incorporating Lots 332 through 334 and 387 through 402,
Cambridge Colony Unit No. 1, Map-9260, into R-2A Zone.
(Case-5-81-085. Introduced on 9/20/82. Council voted 7-1.
District 6 voted nay. District 8 not present. District-5.)

FILE LOCATION:

ZONE 10/4/82

COUNCIL ACTION: (Tape location: A078-092).

CONSENT MOTION BY GOTCH TO DISPENSE WITH THE READING AND
ADOPT.

Second by Cleator. Passed by the following vote: Mitchell-yea,
Cleator-yea, Golding- yea, Williams-yea, Struiksmayea, Gotch-nay,
Murphy-yea, Killea-nay, Mayor Wilson-not present.

* ITEM-52: (O-83-74) INTRODUCED, TO BE ADOPTED OCTOBER 25, 1982

Amending Section 1 of Ordinance O-15234 (New Series),
adopted April 7, 1980, incorporating a portion of Section 34,
Township 18 south, Range 2 west, SBBM, into R-2 Zone; extension
of time to May 7, 1984.

(See Planning Department Report PDR-82-411.)

FILE LOCATION:

ZONE 10/4/82

COUNCIL ACTION: (Tape location: A092-098).

CONSENT MOTION BY GOTCH TO INTRODUCE. Second by Williams.

Passed by the following vote: Mitchell-yea, Cleator-yea,
Golding-yea, Williams-yea, Struiksmayea, Gotch-yea, Murphy-yea,
Killea-yea, Mayor Wilson-not present.

* ITEM-100: (R-83-385)

19821004

Three actions relative to awarding contracts:

Subitem-A: (R-83-385) ADOPTED AS RESOLUTION R-257248

Paul L. Armstrong Co., Inc. for the purchase of parts for
Warren pumps for an actual cost including tax, terms and
estimated freight of \$19,581.04. BID- 4739L

Subitem-B: (R-83-386) ADOPTED AS RESOLUTION R-257249

Squires-Belt Material Co. for the purchase of Portland
cement as may be required for a period of one year ending
November 30, 1983 for an estimated cost including tax and terms

of \$12,211.20. BID-4693
Subitem-C: (R-83-384) ADOPTED AS RESOLUTION R-257250

FMC Corporation for the purchase of one trailer mounted wood
and brush chipper for an actual cost including tax and terms of
\$12,179.40 BID-4685

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A098-120).

CONSENT MOTION BY GOTCH TO ADOPT. Second by Golding. Passed by
the following vote: Mitchell-yea, Cleator-yea, Golding-yea,
Williams-yea, Struiksmayea, Gotch-yea, Murphy-yea, Killea-yea,
Mayor Wilson-not present.

* ITEM-101: (R-83-383) ADOPTED AS RESOLUTION R-257251

Awarding a contract for the purchase of General Electric,
Motorola, and Tactec (RCA) Radio and Communications Parts as
follows: 1) General Electric Company for Section I; 2) Gifford
Engineering, Inc. for Sections II and III, with an option to
renew contract for an additional one year for an estimated
cost, including tax and terms of \$98,156. BID-4689

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A098-120).

CONSENT MOTION BY GOTCH TO ADOPT. Second by Golding. Passed by
the following vote: Mitchell-yea, Cleator-yea, Golding-yea,
Williams-yea, Struiksmayea, Gotch-yea, Murphy-yea, Killea-yea,
Mayor Wilson-not present.

* ITEM-102: (R-83-388) ADOPTED AS RESOLUTION R-257252

Authorizing the Purchasing Agent to advertise for sale 30
medium and heavy duty vehicles; said equipment is so used,
obsolete or depreciated as to be unfit or undesirable for use
or retention by the City; expenses in connection with the sale
of said vehicles shall be deducted from the proceeds received
from the sale thereof. BID-4740L

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A098-120).

CONSENT MOTION BY GOTCH TO ADOPT. Second by Golding. Passed by
the following vote: Mitchell-yea, Cleator-yea, Golding-yea,
Williams-yea, Struiksmayea, Gotch-yea, Murphy-yea, Killea-yea,
Mayor Wilson-not present.

* ITEM-103: (R-83-487) ADOPTED AS RESOLUTION R-257253

Authorizing the Purchasing Agent to purchase on the open market without advertising for competitive bids as authorized by the San Diego City Charter and, after seeking competitive prices, the ready-mix concrete and additives which are unavailable from current sources because of the labor dispute in order to maintain essential public services for those programs directly affecting the public welfare and safety, commencing September 20, 1982, for a 30-day period or until the current construction industry labor disputes are settled, whichever comes first, such purchases not to exceed \$200,000.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A098-120).

CONSENT MOTION BY GOTCH TO ADOPT. Second by Golding. Passed by the following vote: Mitchell-yea, Cleator-yea, Golding-yea, Williams-yea, Struiksmayea, Gotch-yea, Murphy-yea, Killea-yea, Mayor Wilson-not present.

* ITEM-104:

19821004

Two actions relative to the final subdivision map of Booth Business Park, a 18-lot subdivision located southerly of Ruffin Road and Ruffin Court:

(Serra Mesa Community Area. District-5.)

Subitem-A: (R-83-241) ADOPTED AS RESOLUTION R-257254

Authorizing the execution of an agreement with Harry W. Booth, Jr., for the installation and completion of improvements.

Subitem-B: (R-83-240) ADOPTED AS RESOLUTION R-257255

Approving the final map.

FILE LOCATION: SUBD Booth Business Park

COUNCIL ACTION: (Tape location: A098-120).

CONSENT MOTION BY GOTCH TO ADOPT. Second by Golding. Passed by the following vote: Mitchell-yea, Cleator-yea, Golding-yea, Williams-yea, Struiksmayea, Gotch-yea, Murphy-yea, Killea-yea, Mayor Wilson-not present.

* ITEM-105: (R-83-449) ADOPTED AS RESOLUTION R-257256

Approving the final subdivision map of Omena Gardens, a one-lot subdivision located northerly of Diamond Street between Jewell and Lamont Streets, and acknowledging receipt of subdivider's assurance of compliance with the affirmative marketing program.

(Mission-Pacific Beach Community Area. District-6.)

FILE LOCATION:

SUBD Omena Gardens

COUNCIL ACTION: (Tape location: A098-120).

CONSENT MOTION BY GOTCH TO ADOPT. Second by Golding. Passed by the following vote: Mitchell-yea, Cleator-yea, Golding-yea, Williams-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Killea-yea, Mayor Wilson-not present.

* ITEM-106: (R-83-463) ADOPTED AS RESOLUTION R-257257

Granting an extension of time to Genstar Development Inc., subdivider of Bernardo Heights Unit No. 1, to February 11, 1984 to complete improvements in Bernardo Heights Unit No. 1.

(Located southerly of Bernardo Center Drive and Lomica Drive. Rancho Bernardo Community Area. District-1.)

FILE LOCATION:

SUBD Bernardo Heights Unit No. 1

COUNCIL ACTION: (Tape location: A098-120).

CONSENT MOTION BY GOTCH TO ADOPT. Second by Golding. Passed by the following vote: Mitchell-yea, Cleator-yea, Golding-yea, Williams-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Killea-yea, Mayor Wilson-not present.

* ITEM-107: (R-83-464) ADOPTED AS RESOLUTION R-257258

Granting an extension of time to Genstar Development Inc., subdivider of Bernardo Heights Unit No. 2, to February 11, 1984 to complete improvements in Bernardo Heights Unit No. 2.

(Located southerly of Bernardo Center Drive and Lomica Drive. Rancho Bernardo Community Area. District-1.)

FILE LOCATION:

SUBD Bernardo Heights Unit No. 2

COUNCIL ACTION: (Tape location: A098-120).

CONSENT MOTION BY GOTCH TO ADOPT. Second by Golding. Passed by the following vote: Mitchell-yea, Cleator-yea, Golding-yea, Williams-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Killea-yea, Mayor Wilson-not present.

* ITEM-108: (R-83-465) ADOPTED AS RESOLUTION R-257259

Granting an extension of time to Genstar Development Inc.,
subdivider of Bernardo Heights Unit No. 3, to February 19, 1984
to complete improvements in Bernardo Heights Unit No. 3.

(Located southerly of Bernardo Center Drive and Lomica
Drive. Rancho Bernardo Community Area. District-1.)

FILE LOCATION:

SUBD Bernardo Heights Unit No. 3

COUNCIL ACTION: (Tape location: A098-120).

CONSENT MOTION BY GOTCH TO ADOPT. Second by Golding. Passed by
the following vote: Mitchell-yea, Cleator-yea, Golding-yea,
Williams-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Killea-yea,
Mayor Wilson-not present.

* ITEM-109: (R-83-466) ADOPTED AS RESOLUTION R-257260

Granting an extension of time to Genstar Development Inc.,
subdivider of Bernardo Heights Unit No. 4, to March 31, 1984 to
complete improvements in Bernardo Heights Unit No. 4.

(Located southerly of Bernardo Heights Parkway and Avenida
Venusto. Rancho Bernardo Community Area. District-1.)

FILE LOCATION:

SUBD Bernardo Heights Unit No. 4

COUNCIL ACTION: (Tape location: A098-120).

CONSENT MOTION BY GOTCH TO ADOPT. Second by Golding. Passed by
the following vote: Mitchell-yea, Cleator-yea, Golding-yea,
Williams-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Killea-yea,
Mayor Wilson-not present.

* ITEM-110: (R-83-467) ADOPTED AS RESOLUTION R-257261

Granting an extension of time to Genstar Development Inc.,
subdivider of Bernardo Heights Unit No. 5, to March 31, 1984 to
complete improvements in Bernardo Heights Unit No. 5.

(Located northeasterly of Avenida Venusto and Bernardo
Heights Parkway. Rancho Bernardo Community Area. District-1.)

FILE LOCATION:

SUBD Bernardo Heights Unit No. 5

COUNCIL ACTION: (Tape location: A098-120).

CONSENT MOTION BY GOTCH TO ADOPT. Second by Golding. Passed by
the following vote: Mitchell-yea, Cleator-yea, Golding-yea,
Williams-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Killea-yea,
Mayor Wilson-not present.

* ITEM-111: (R-83-468) ADOPTED AS RESOLUTION R-257262

Granting an extension of time to Genstar Development Inc.,
subdivider of Bernardo Heights Unit No. 6, to April 28, 1984 to
complete improvements in Bernardo Heights Unit No. 6.

(Located southerly of Lomica Drive and Bolero Drive.

Rancho Bernardo Community Area. District-1.)

FILE LOCATION:

SUBD Bernardo Heights Unit No. 6

COUNCIL ACTION: (Tape location: A098-120).

CONSENT MOTION BY GOTCH TO ADOPT. Second by Golding. Passed by
the following vote: Mitchell-yea, Cleator-yea, Golding-yea,
Williams-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Killea-yea,
Mayor Wilson-not present.

* ITEM-112: (R-83-469) ADOPTED AS RESOLUTION R-257263

Granting an extension of time to Lion Miramar Industrial
Park, subdivider of Lion Miramar Industrial Park Unit No. 2, to
May 1, 1983 to complete improvements in Lion Miramar Industrial
Park Unit No. 2.

(Located northeasterly of Gildred Drive and Miramar Road.

Mira Mesa Community Area. District-1.)

FILE LOCATION:

SUBD Lion Miramar Industrial Park Unit No. 2

COUNCIL ACTION: (Tape location: A098-120).

CONSENT MOTION BY GOTCH TO ADOPT. Second by Golding. Passed by
the following vote: Mitchell-yea, Cleator-yea, Golding-yea,
Williams-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Killea-yea,
Mayor Wilson-not present.

* ITEM-113: (R-83-471) ADOPTED AS RESOLUTION R-257264

Granting an extension of time to Donald L. Bren Company,
subdivider of Penasquitos Bluffs Unit No. 12, to July 16, 1984
to complete improvements in Penasquitos Bluffs Unit No. 12.

(Located northerly of Oviedo Street and Talca Avenue.

Penasquitos East Community Area. District-1.)

FILE LOCATION:

SUBD Penasquitos Bluffs Unit No. 12

COUNCIL ACTION: (Tape location: A098-120).

CONSENT MOTION BY GOTCH TO ADOPT. Second by Golding. Passed by
the following vote: Mitchell-yea, Cleator-yea, Golding-yea,
Williams-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Killea-yea,
Mayor Wilson-not present.

* ITEM-114: (R-83-472) ADOPTED AS RESOLUTION R-257265

Granting an extension of time to Treetops Unlimited,
subdivider of Penasquitos Knolls East, to June 29, 1983 to
complete improvements in Penasquitos Knolls East.

(Located northeasterly of Paseo Cardiel and Carmel Mountain
Road. Penasquitos East Community Area. District-1.)

FILE LOCATION:

SUBD Penasquitos Knolls East

COUNCIL ACTION: (Tape location: A098-120).

CONSENT MOTION BY GOTCH TO ADOPT. Second by Golding. Passed by
the following vote: Mitchell-yea, Cleator-yea, Golding-yea,
Williams-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Killea-yea,
Mayor Wilson-not present.

* ITEM-115: (R-83-446) CONTINUED TO NOVEMBER 2, 1982

Rescinding Resolution R-254142, adopted May 11, 1981,
approving the subdivision map of Linwood Vistas.

(Uptown Community Area. District-2.)

FILE LOCATION:

SUBD Linwood Vistas

COUNCIL ACTION: (Tape location: C001-016).

MOTION BY GOTCH TO CONTINUE TO NOVEMBER 2, 1982, AT MR.
BERNHARDT'S REQUEST. Second by Williams. Passed by the following
vote: Mitchell-yea, Cleator-yea, Golding-yea, Williams-yea,
Struiksma-yea, Gotch-yea, Murphy-yea, Killea-not present, Mayor
Wilson-not present.

* ITEM-116: (R-83-267) ADOPTED AS RESOLUTION R-257266

Authorizing the sale by negotiation of a portion of Pueblo
Lot 1174 to Howard A. Busby and Sunroad Investment Corporation;
authorizing the execution of a quitclaim deed, quitclaiming to
Howard A. Busby and Sunroad Investment Corporation said
property; determining that no broker's commission shall be paid
by the City on said negotiated sale.

(See City Manager Report CMR-82-361. Mission Valley
Community Area. District-5.)

COMMITTEE ACTION: Reviewed by PF&R on 9/22/82. Recommendation to adopt the
Resolution. Districts 1, 2, 5, 6 and 7 voted yea.

FILE LOCATION:

DEED F-1602

COUNCIL ACTION: (Tape location: A098-120).

CONSENT MOTION BY GOTCH TO ADOPT. Second by Golding. Passed by
the following vote: Mitchell-yea, Cleator-yea, Golding-yea,
Williams-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Killea-yea,

Mayor Wilson-not present.

* ITEM-117: (R-83-488) ADOPTED AS RESOLUTION R-257267

Expressing and declaring the Council's opposition to H.R. 4929, the Public Employee Pension Plan Reporting and Accountability Act and urging the City's Congressional representatives to oppose the aforesaid bill.

COMMITTEE ACTION: Reviewed by RULES on 9/20/82. Recommendation to adopt the Resolution. Districts 2, 4 and 8 voted yea. District 3 and Mayor not present.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A098-120).

CONSENT MOTION BY GOTCH TO ADOPT. Second by Golding. Passed by the following vote: Mitchell-yea, Cleator-yea, Golding-yea, Williams-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Killea-yea, Mayor Wilson-not present.

* ITEM-118: (R-83-486) ADOPTED AS RESOLUTION R-257268

Authorizing the City Auditor and Comptroller to transfer within the General Fund 100, the sum of \$10,000 from the Unallocated Reserve (605) to the Allocated Reserve (901) for the purpose of defraying unbudgeted, extraordinary costs associated with the nation-wide recruitment for the position of City Auditor and Comptroller.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A098-120).

CONSENT MOTION BY GOTCH TO ADOPT. Second by Golding. Passed by the following vote: Mitchell-yea, Cleator-yea, Golding-yea, Williams-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Killea-yea, Mayor Wilson-not present.

* ITEM-119: (R-83-473) ADOPTED AS RESOLUTION R-257269

Authorizing the execution of a supplemental agreement to jointly terminate the City's agreement with the State of California for participation with the State in the improvement of Hotel Circle North; authorizing the transfer of \$6,509.96 from Trust Fund 63021 to Capital Outlay Revolving Fund 30245/102, and \$2,448 from Trust Fund 63021 to Revolving Fund Resolution R-251505, 30244/106, Account No. 390001; authorizing the expenditure in the sum of \$8,957.96 from 63021 Deposit

Trust for the above project.

(Linda Vista Community Area. District-5.)

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A098-120).

CONSENT MOTION BY GOTCH TO ADOPT. Second by Golding. Passed by the following vote: Mitchell-yea, Cleator-yea, Golding-yea, Williams-yea, Struiksmayea, Gotch-yea, Murphy-yea, Killea-yea, Mayor Wilson-not present.

* ITEM-120: (R-83-431) ADOPTED AS RESOLUTION R-257270

Authorizing the execution of a second amendment to agreement with Boys' Club of San Diego, Inc., for continued rehabilitation of William J. Oakes Boys' Club located at 2930 Marcy Avenue; authorizing the expenditure in the sum of \$9,000 from Community Development Block Grant Fund 18516 for the above program; authorizing the transfer of \$9,000 from 1980 CDBG Contingencies Fund 18516/Dept. 5970/Org. 7001 to Fund 18516/Department 5965/Org. 6503.

(Southeast San Diego Community Area. District-4.)

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A098-120).

CONSENT MOTION BY GOTCH TO ADOPT. Second by Golding. Passed by the following vote: Mitchell-yea, Cleator-yea, Golding-yea, Williams-yea, Struiksmayea, Gotch-yea, Murphy-yea, Killea-yea, Mayor Wilson-not present.

* ITEM-121: (R-83-437) ADOPTED AS RESOLUTION R-257271

Authorizing the Board of Administration of the San Diego City Employees' Retirement System to accept the letter offer of the First Interstate Bank of California, dated September 8, 1982, to provide custodial services until June 30, 1983, for the retirement funds of the 1981 Pension Plan; incorporating the executed letter offer as an addendum to the existing custodial agreement.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A098-120).

CONSENT MOTION BY GOTCH TO ADOPT. Second by Golding. Passed by the following vote: Mitchell-yea, Cleator-yea, Golding-yea, Williams-yea, Struiksmayea, Gotch-yea, Murphy-yea, Killea-yea, Mayor Wilson-not present.

* ITEM-122: (R-83-496) UNFINISHED BUSINESS TO OCTOBER 5, 1982

Authorizing the City Clerk, City Manager and San Diego Data Processing Corporation to conduct a Micrographics Centralization Feasibility Study pursuant to their joint report to the Rules Committee dated September 10, 1982.

(See City Clerk Report CCR-82-04.)

COMMITTEE ACTION: Reviewed by RULES on 9/20/82. Recommendation to adopt the Resolution. Districts 2, 4 and 8 voted yea. District 3 and Mayor not present.

FILE LOCATION:

MEET

ITEM-150: (R-83-489) UNFINISHED BUSINESS TO OCTOBER 5, 1982

Designating and appointing Deputy Mayor Lucy Killea and Councilman Bill Cleator to serve as representatives of the City of San Diego for the purpose of meeting with County officials regarding the Otay Mesa Annexation.

(See City Manager Report CMR-82-381.)

COMMITTEE ACTION: Reviewed by RULES on 9/20/82. Recommendation to adopt the Resolution. Districts 2, 4 and 8 voted yea. Districts 3 and Mayor not present.

FILE LOCATION:

MEET

ITEM-151: (R-83-336) UNFINISHED BUSINESS TO OCTOBER 5, 1982

Authorizing the issuance and sale of the City of San Diego Hospital Revenue Bonds (San Diego Hospital Association), Series A, the execution and delivery of an indenture, loan agreement, official statement, and contract of purchase and certain other actions in connection therewith.

(See City Manager Report CMR-82-382.)

COMMITTEE ACTION: Reviewed by RULES on 9/20/82. Recommendation to adopt the Resolution. Districts 2, 4 and 8 voted yea. Districts 3 and Mayor not present.

FILE LOCATION:

MEET

ITEM-152: CONTINUED TO OCTOBER 11, 1982

19821004

Two actions relative to appeals:

Subitem-A: (R-82-1518)

Amending Council Policy No. 000-11 regarding appeals from decisions of the Police Chief relative to police-regulated businesses.

Subitem-B: (O-82-194 Rev.)

Introduction of an Ordinance amending Chapter II of the San Diego Municipal Code by adding to Article 1 a new Division 2 containing Sections 21.0201, 21.0202, 21.0203 and 21.0204 and amending Section 26.02(D.); amending Chapter III by amending Sections 33.0501, 33.0502 and 35.0110; amending Chapter V by amending Sections 54.0201, 54.0204, 54.0205, 54.0206 and 57.01.7; amending Chapter VI by amending Sections 62.0413, 62.1008, 63.02, 63.02.32, 64.21.3, 66.0111, 66.0119 and 68.0220 and by repealing Section 68.0221; amending Chapter VII by amending Sections 75.0112 and 75.0113; and amending Chapter X by amending Sections 102.0404 and 103.0202.3, relating to appeals from various administrative decisions.

(See City Clerk Report CCR-82-05.)

COMMITTEE ACTION: Reviewed by RULES on 9/20/82. Recommendation to adopt the Resolution. Districts 2, 4 and 8 voted yea. District 3 and Mayor not present.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A040-071).

MOTION BY CLEATOR TO CONTINUE TO OCTOBER 11, 1982, AT CITY MANAGER'S REQUEST. Second by Gotch. Passed by the following vote: Mitchell-yea, Cleator-yea, Golding-yea, Williams-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Killea-yea, Mayor Wilson-not present.

ITEM-153: (O-83-72) UNFINISHED BUSINESS TO OCTOBER 5, 1982

Amending Ordinance O-15483 (New Series) and Ordinance O-15213 (New Series) granting to American Television and Communications Corporation the nonexclusive right, privilege and franchise to lay and use lines, wires, coaxial cable and appurtenances for transmitting, distributing and supplying radio and television service along, across and upon the public streets, ways, alleys and places within certain areas of the City of San Diego and repealing Ordinances O-8926 (New Series) and O-12106 (New Series) concerning the service territory known as Rancho Bernardo.

(See City Manager Report CMR-82-306.)

COMMITTEE ACTION: Reviewed by TLU on 8/23/82. Recommendation to introduce the Ordinance. Districts 3, 5 and 7 voted yea. Districts 1 and 4 not

present.

FILE LOCATION:

FRAN-TV American Television and Communications Corporation

ITEM-154: (R-83-396 Rev.) UNFINISHED BUSINESS TO OCTOBER 5, 1982

Accepting the recommended Findings and Conclusions of the Transportation and Land Use Committee from the noticed hearing of August 23, 1982 in the matter of the Application of American Television and Communications Corporation (AT&C) for a rate increase in the Rancho Bernardo Franchise area; and the application of AT&C for a rate increase as described in the Committee Report.

(See Committee Consultant Analysis Reports TLU-82-16 and TLU-82-14.)

COMMITTEE ACTION: Reviewed by TLU on 8/23/82. Recommendation to adopt the Resolution. Districts 1, 3, 4, 5 and 7 voted yea.

FILE LOCATION:

FRAN-TV American Television and Communications Corporation

ITEM-155: (R-83-434) ADOPTED AS RESOLUTION R-257272

Establishing a monthly "lifeline" allowance of ten hundred cubic feet (HCF) of water for the single-family domestic user class, with rates as set forth below:

SINGLE FAMILY

0-10 HCF 47.1 cents/HCF

11+ HCF 57.8 cents/HCF

ALL OTHER USERS

All Usage 51.5 cents/HCF

Directing the City Attorney to prepare such Ordinances and/or resolutions that may be necessary to implement said allowance effective March 1, 1983.

(See City Manager Reports CMR-82-348, CMR-82-326, CMR-261.)

COMMITTEE ACTION: Initiated by PSS on 8/25/82. Recommendation to adopt the Resolution. Districts 5, 7 and 8 voted yea. Districts 1 and 6 not present.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A408-B429).

MOTION BY MURPHY TO ADOPT AND DIRECT THE CITY MANAGER TO REPORT

TO THE PUBLIC SERVICES AND SAFETY COMMITTEE AFTER THE FIRST YEAR OF

THE ESTABLISHMENT OF THE "LIFELINE" WATER RATE ALLOWANCE REGARDING

ITS IMPACT ON CONSERVATION. Second by Gotch. Passed by the following vote: Mitchell-yea, Cleator-yea, Golding-nay, Williams-nay, Struiksma-yea, Gotch-yea, Murphy-yea, Killea-yea, Mayor Wilson-not present.

Motion by Williams to place a termination provision on the rate and to direct staff to report on a possible change in the qualification of the "lifeline" base prior to March 1, 1982. Second by Mitchell. Failed. Yeas: 1,4. Nays: 2,3,5,6,7,8. Not present: M.

ITEM-156: (R-83-435) ADOPTED AS RESOLUTION R-257273

Authorizing the execution of an option to purchase, granting SAI the right, during the period ending December 21, 1982, to purchase Lot 3, Campus Point Phase II, for an option consideration in the amount of \$24,000, which would be credited against a purchase price of \$2,421,000, as determined by a qualified staff appraisal; authorizing the execution of an agreement for the sale, development and use of real property with SAI of said 4.43-acre parcel, pursuant to which SAI would acquire Lot 3 and cause the construction of not less than 50,000 square feet of research and development facilities in Phase I, and employ 175 persons initially and 225 persons by the fifth year of operations, and pursuant to which SAI will develop an additional 50,000 square feet or more for international headquarters in Phase II, with additional provisions allowing the repurchase of 50 percent of the site at the original purchase price by the City in the event SAI's failure to proceed with said Phase II, and which agreement provides additional provisions guaranteeing such minimum development and employment requirements; authorizing the execution of a grant deed conveying said property to SAI subject to the terms and conditions of said option agreement; authorizing the payment of a broker's commission in the amount of \$49,210 in connection with said sale; authorizing and directing that the net proceeds from said sale, less any related sales expenses, be deposited into the Police Substations Fund.

(See City Manager Report CMR-82-377 and PFR Committee Consultant Analysis PFR-82-28. Located at the northwest corner of Campus Point Drive and Campus Point Court. Campus Point Community Area. District-1.)

COMMITTEE ACTION: Reviewed by PFR on 9/22/82. Recommendation to adopt the Resolution. Districts 1, 2, 5, 6 and 7 voted yea.

FILE LOCATION:

DEED F-1603

COUNCIL ACTION: (Tape location: B430-555).

MOTION BY MITCHELL TO ADOPT. Second by Struiksma. Passed by the following vote: Mitchell-yea, Cleator-yea, Golding-yea, Williams-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Killea-yea, Mayor Wilson-not present.

ITEM-157: (R-83-436) ADOPTED AS RESOLUTION R-257274

Authorizing the City Manager to negotiate a two-year option agreement with Scripps Clinic, whereby Scripps Clinic would lease Parcel 1, of Parcel Map PM- 9813, Torrey Pines Reservoir Site, for \$125,000 per year, paid in advance; authorizing to negotiate with Scripps Clinic, a 50-year lease agreement for Parcel 1, Parcel Map PM-9813, at an annual rent of \$250,000 plus CPI and appraisal adjustments, and subject to Scripps Clinic submitting an approved Environmental Impact Report.

(See City Manager Report CMR-82-378. Torrey Pines Community Area. District-1.)

COMMITTEE ACTION: Reviewed by PF&R on 9/22/82. Recommendation to adopt the Resolution. Districts 2, 5, 6 and 7 voted yea. District 1 not present.

FILE LOCATION:

LEAS Scripps Clinic

COUNCIL ACTION: (Tape location: B556-600).

MOTION BY CLEATOR TO ADOPT. Second by Murphy. Passed by the following vote: Mitchell-yea, Cleator-yea, Golding-yea, Williams-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Killea-yea, Mayor Wilson-not present.

ITEM-200: (R-83-454) UNFINISHED BUSINESS TO OCTOBER 5, 1982

Request by CALTRANS to close or partially close the San Diego-Coronado Bay Bridge on Sunday, October 14, 1982 to allow for the running of the Second Annual 13K Coronado Bridge Run and Walk for Leukemia.

FILE LOCATION:

MEET

ITEM-201: FILED

19821004

Two actions relative to rental fees for special events at S. D. Jack Murphy Stadium:
Subitem-A: (R-83-474)

Authorizing the execution, of a Special Use Permit to Feyline Presents, Inc. for a concert by the "Who," to be held in San Diego Jack Murphy Stadium on October 27, 1982, at a fee of ten percent of the gross sales, not to exceed \$85,000, and under the terms and conditions set forth in Use Permit No. 40.
Subitem-B: (R-83-476)

Establishing that the rental fee for special commercial events at San Diego Jack Murphy Stadium be ten percent of gross ticket sales, not to exceed \$85,000, where the base ticket price does not exceed \$15.00.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: C016-445).

MOTION BY STRUIKSMA TO NOTE AND FILE. Second by Murphy. Passed by the following vote: Mitchell-yea, Cleator-yea, Golding-yea, Williams-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Killea-yea, Mayor Wilson-not present.

ITEM-202: CONTINUED TO OCTOBER 25, 1982

19821004

Three actions relative to the San Diego Jack Murphy Stadium Expansion:

(See City Manager Report CMR-82-396. Mission Valley Community Area. District-5.)

Subitem-A: (R-83-482 Rev.)

Approving the concept of expanding San Diego Jack Murphy Stadium, as outlined and reported in a report to the Mayor and City Council from the City Manager; authorizing the City Manager and City Attorney to commence negotiations with the appropriate tenants at San Diego Jack Murphy Stadium in order to memorialize and consummate agreements looking towards the arrangements as set forth in City Manager Report CMR-82-396; authorizing the City Manager to retain the services of a financial consultant for an amount not to exceed \$30,000 in order to assist in the arranging of financing for the expansion of San Diego Jack Murphy Stadium as indicated above; authorizing the expenditure not to exceed \$141,500 from San Diego Jack Murphy Stadium Operating Fund 10330 for the above purposes and related project costs including but not limited to architectural design services, bond counsel and financial consultant.

Subitem-B: (R-83-483)

Authorizing the execution of an agreement with Hope Consulting Group, Architects, to provide architectural and design services.

Subitem-C: (R-83-484)

Authorizing the City Manager and City Attorney to retain the services of the law firm of O'Melveny and Myers as bond counsel for the proposed issuance of additional revenue bonds by the San Diego Stadium Authority, in accordance with the terms and conditions of a letter dated September 15, 1982, to the City Attorney from O'Melveny and Myers.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A040-071).

MOTION BY CLEATOR TO CONTINUE TO OCTOBER 25, 1982, AT THE REQUEST OF THE CITY MANAGER. Second by Gotch. Passed by the following vote: Mitchell-yea, Cleator-yea, Golding-yea, Williams-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Killea-yea, Mayor Wilson-not present.

ITEM-203: (R-83-) CONTINUED TO NOVEMBER 15, 1982, 2:00 P.M. TIME CERTAIN.

NOTE: It is anticipated that the City Manager will request continuation of this item to November 15, 1982 at 2:00 P.M.

(Continued from the meeting of August 2, 1982 for review of the air space study at Council Member Struiksma's request. The application for a second extension of time to Conditional Use Permit CUP-570 was granted on August 2, 1982.)

Matter of the review of the study of the City Manager regarding Air Show/NAS Flight Patterns in connection with Aero World, Conditional Use Permit CUP-570. The property is located north of Carroll Canyon Road and approximately one mile east of I-805 and is more particularly described as a portion of Section 4, Township 15 south, Range 3 west, S.B.B.M. and a portion of Section 33, Township 14 south, Range 3 west, S.B.B.M.

(District-5.)

FILE LOCATION:

PERM CUP-570

COUNCIL ACTION: (Tape location: A040-071).

MOTION BY CLEATOR TO CONTINUE TO NOVEMBER 15, 1982, 2:00 P.M. TIME CERTAIN AT THE REQUEST OF AERO WORLD. Second by Gotch. Passed by the following vote: Mitchell-yea, Cleator-yea, Golding-yea, Williams-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Killea-yea, Mayor Wilson-not present.

ITEM-204:

19821004

(Continued from the meeting of August 17, 1982 for full Council at Charles B. Christensen's request.)

Appeal of Elaine Burnette Garcia, by Charles W. Christensen & Associates, from the decision of the Planning Commission in denying Tentative Map TM-82- 0246 which proposes a two-lot parcel map of Lot 12, Block A, Riviera Villas, Map-1929. The subject property is located at 1246 Trieste Avenue, south of Point Loma Avenue, in the R-1-5 Zone and within the boundaries of the Peninsula Community Plan.

(TM-82-0246. District-2.)

Subitem-A: (R-83-) ADOPTED AS RESOLUTION R-257277

Adoption of a Resolution certifying that the information contained in Environmental Negative Declaration END-82-0246 has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said declaration has been reviewed and considered by the Council.

Subitem-B: (R-83-) APPEAL DENIED AS RESOLUTION R-257278

Adoption of a Resolution granting or denying the appeal and the map with appropriate findings to support Council action.

NOTE: Hearing open, no testimony taken on 8/17/82. Districts 1, 4, 5 and Mayor not present.

FILE LOCATION: SUBD Lot 12, Block A, Riviera Villas, Map-1929

COUNCIL ACTION: (Tape location: C445-D675).

Hearing began 4:16 p.m. and halted 5:09 p.m.

Testimony in favor by Charles Christenson, Susan Garcia, George Nicoloff, Richard Murphey and Janet Murphey.

Testimony in opposition by Nicholas Pellegrino, Robert Young, Susan Peinado and Wendall Stewart.

Motion by Murphy to suspend the rules to permit 25 minutes testimony per side. Second by Struiksmas. Passed. Yeas: 1,2,3,4,5,6,7. Nays: None. Not present: 8,M.

MOTION BY GOTCH TO CLOSE THE HEARING, ADOPT SUBITEM-A AND SUBITEM-B DENYING THE APPEAL AND THE MAP. Second by Murphy. Passed by the following vote: Mitchell-yea, Cleator-yea, Golding-yea, Williams-yea, Struiksmas-yea, Gotch-yea, Murphy-yea, Killea-not present, Mayor Wilson-not present.

ITEM-S400: UNFINISHED BUSINESS TO OCTOBER 5, 1982

19821004

Five actions relative to the \$15 million Open Space Bonds of 1978, Series 82A:

Subitem-A: (R-83-527)

Providing for the issuance of \$15,000,000 Open Space Park Bonds of 1978, Series 82A.

Subitem-B: (R-83-528)

Approving official notice of sale and official statement for the sale of \$15,000,000 Open Space Park Bonds of 1978, Series 82A and directing certain actions concerning same.

Subitem-C: (R-83-529)

Calling for bids for sale of \$15,000,000 Open Space Park Bonds of 1978, Series 82A.

Subitem-D: (R-83-530)

Authorizing the City Manager to solicit the services of Moody's Investors Service and Standard and Poor's Corporation for bond rating for the \$15 million Open Space Park Bonds of 1978, Series 82A.

Subitem-E: (R-83-531)

Authorizing the expenditure of funds not to exceed \$50,000 from the Environmental Growth Fund Unallocated Reserve for rating services, bond printing, marketing and related costs for the issuance of the \$15 million Open Space Park Bonds of 1978, Series 82A, to be reimbursed from bond sale proceeds.

COMMITTEE ACTION: Reviewed by PF&R on 9/22/82. Recommendation to adopt the Resolutions. Districts 1, 2, 5 and 7 voted yea. District 6 not present.

FILE LOCATION: STRT OS-1

ITEM-S401: (R-83-506) ADOPTED AS RESOLUTION R-257246

Authorizing the City Manager to enter into Easement Maintenance Agreements with EWH 1979 Development Company, L.P., for utility easements reserved to the City within the Horton Plaza Retail Center Site by street vacation proceedings.

(Centre City Community Area. District-8.)

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A395-404).

MOTION BY GOTCH TO ADOPT. Second by Struiksmas. Passed by the

following vote: Mitchell-yea, Cleator-yea, Golding-yea,
Williams-yea, Struiksmayea, Gotch-yea, Murphy-yea, Killea-yea, Mayor
Wilson-not present.

ITEM-S402: (R-82-813 Rev.) ADOPTED AS RESOLUTION R-257247

(Continued from the meetings of April 26, June 15, July 20,
August 17, September 21 and September 27, 1982; last continued
at the City Manager's request.)

Vacating Second Avenue between the center line of "E" Street
and "G" Street; Third Avenue between Plaza Street and "G"
Street; Plaza Street between Third Avenue and Fourth Avenue;
"E" Street between Second Avenue and Fourth Avenue; "F"
Street between First Avenue and Fourth Avenue; and Alley in
Block 42, Horton's Addition.

(A parcel map is required. Centre City Community Area.
District-8.)

NOTE: Hearing open, no testimony taken on 4/26/82.
Districts 1 and 6 not present. Hearing open, no testimony
taken on 6/15/82. District 4 and Mayor not present. Hearing
open, no testimony taken on 7/20/82. Hearing open, no
testimony taken on 8/17/82, Districts 1, 4, 5 and Mayor not
present. Hearing open, no testimony taken on 9/21/82.
Districts 1, 4 and Mayor not present.

FILE LOCATION:

DEED F-1489, STRT J-2419

COUNCIL ACTION: (Tape location: A120-391).

Hearing began 2:17 p.m. and halted 2:36 p.m.

Testimony in favor by Mrs. Hamilton.

MOTION BY GOTCH TO CLOSE THE HEARING AND ADOPT. Second by
Cleator. Passed by the following vote: Mitchell-yea, Cleator-yea,
Golding-yea, Williams-yea, Struiksmayea, Gotch-yea, Murphy-yea,
Killea-yea, Mayor Wilson-not present.

ITEM-UC-1: (R-83-596) ADOPTED AS RESOLUTION R-257279

A Resolution presented to the City Council with UNANIMOUS
CONSENT:

Excusing Mayor Pete Wilson from the Council Meetings of
September 27, 28, October 4 and 5, 1982, for the purpose of
vacation.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: D687-690).

MOTION BY MURPHY TO ADOPT. Second by Cleator. Passed by the

following vote: Mitchell-yea Cleator-yea Golding-yea
Williams-yea Struiksmayea Gotch-yea Murphy-yea Killea-not present
Mayor Wilson-not present.

ADJOURNMENT:

By common consent the meeting was adjourned by Chairperson
Mitchell at 5:10 p.m.

FILE LOCATION:

MINUTES

COUNCIL ACTION: (Tape location: D696).